

REMARKS

Claims 95, 96, 99-101 and 104, 119-120 and 122 are pending after the entry of this amendment. Claims 103, 105-118, 121 and 123-127 have been cancelled without prejudice. Applicant expressly reserves the right to pursue the canceled subject matter in subsequent applications that claim the benefit of this application.

No new matter has been introduced. Applicant respectfully requests reconsideration in view of the following remarks. The Examiner's rejections and comments are addressed below in the order they were raised in the Office Action.

DETAILED ACTION

1. Applicant notes with appreciation that the remarks and amendment filed June 2, 2008 have been entered.

Election/Restrictions

2-3. The Examiner states that non-elected claims 106-118 must be cancelled. Applicant disagrees, but, solely to expedite prosecution, has cancelled claims 106-118.

Withdrawn Rejections and Objections

5. Applicant notes with appreciation that rejections of the previous Office Action have been withdrawn.

Rejections under 35 USC § 112, First Paragraph

6. The Examiner has rejected claims 105 and 123 for allegedly failing to comply with the written description requirement. The Examiner contends that the specification fails to describe what the structure of a substance that blocks the binding of PTN to ALK is. Applicant respectfully disagrees.

Nevertheless, solely to expedite prosecution, applicant has cancelled claims 105 and 123 thus obviating the rejection.

7. The Examiner has rejected claims 103, 121, and 124-127 for allegedly failing to comply with the enablement requirement. The Examiner contends that the specification does not provide enablement for therapeutically effective amounts of the polypeptides of claim 95 effective for stimulation of cell proliferation or complete prevention of undesired proliferation. Applicant respectfully disagrees.

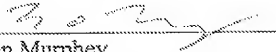
Nevertheless, solely to expedite prosecution, applicant has cancelled claims 103, 121, and 124-127 thus obviating the rejection.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant submits that the pending claims are in condition for allowance. Early and favorable reconsideration is respectfully solicited. The Examiner may address any questions raised by this submission to the undersigned at 617-951-7000. Please charge any further fees or credit any overpayments to our Deposit Account No. 18-1945 from which the undersigned is authorized to draw, under order no. GUH-025-101.

Dated: November 10, 2008

Respectfully submitted,

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